

Deborah.Easterling

From: Randall.Dong
Sent: Thursday, January 02, 2014 1:39 PM
To: PSC_Technical Advisory; PSC_Legal Department
Cc: Daphne.Duke
Subject: FW: SC PSC Docket No. 2013-392-E

FYI and for posting on DMS:

From: Randall.Dong
Sent: Thursday, January 02, 2014 1:37 PM
To: 'Carrie A. Schurg'
Cc: rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; Hudson, Shannon; Taylor, Alvin; Parrish, Duane; Len; Richard L. Whitt; Jacquelyn S. Dickman
Subject: RE: SC PSC Docket No. 2013-392-E

I apologize for the confusion. I was under the impression after speaking to a colleague here about the docket that Invenergy had made a filing subsequent to the Commission's directive. It has not. I was mistaken. I apologize to all for the error. As Counsel for Invenergy has indicated, however, a renewal of the motion to intervene is imminent.

Randall Dong
Hearing Examiner

From: Carrie A. Schurg [<mailto:CASchurg@AustinRogersPA.com>]
Sent: Thursday, January 02, 2014 1:14 PM
To: Randall.Dong
Cc: rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; Hudson, Shannon; Taylor, Alvin; Parrish, Duane; Len; Richard L. Whitt; Jacquelyn S. Dickman
Subject: RE: SC PSC Docket No. 2013-392-E

This email was dictated by Richard Whitt:

Randall:

1. Maybe I can clear up some of the confusion.
2. The Commission's directive Order of December 18, 2013, (attached hereto, for your ready reference), did not require the filing of a Motion for Reconsideration, by Invenergy. The Commission's Order contains a provisional denial of Invenergy's Petition. The Commission's Order stated, "If, prior to January 7, 2014, Invenergy can make a showing of standing, we would entertain a renewal of the motion at that time." As you see, **the Commission's Order granted the right to Invenergy to make a new filing with the Commission, prior to January 7, 2014.**
3. Invenergy will e-file a document responsive to the Commission's December 18, 2013, Order, in compliance with the Commission's Order.
4. Please let me know if you have any additional questions or concerns.

Regards,
Richard Whitt

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From: Len [<mailto:len.anthony1@gmail.com>]
Sent: Thursday, January 02, 2014 1:00 PM
To: 'Randall.Dong'; 'Jacquelyn S. Dickman'
Cc: 'rick.feathers@NCEMCS.com'; bholman@selcsc.org; gthompson@selcnc.org; 'Hudson, Shannon'; 'Taylor, Alvin'; 'Parrish, Duane'; Richard L. Whitt; Carrie A. Schurg
Subject: RE: SC PSC Docket No. 2013-392-E

Thank you Randall. I do have one question. I have not been served with, nor can I find on the Commission's DMS, a motion for reconsideration by Invenergy. If such a motion has been filed, would you please provide it to the parties? If it is operator error on my part, I apologize to all. Thank you. Len

From: Randall.Dong [<mailto:Randall.Dong@psc.sc.gov>]
Sent: Thursday, January 02, 2014 12:20 PM
To: Jacquelyn S. Dickman
Cc: Len; rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; Hudson, Shannon; Taylor, Alvin; Parrish, Duane; rlwhitt@austinrogerspa.com; 'CASchurg@AustinRogersPA.com' (CASchurg@AustinRogersPA.com)
Subject: RE: SC PSC Docket No. 2013-392-E

Dear Counsel:

Thanks for your patience. Here is what I have to report to you about what will happen on the 7th. The hearing will convene at the time originally noticed. At the hearing, the Commission will rule on the pending motion to reconsider denial of intervention by Invenergy. If any members of the public attend and wish to be heard by way of public testimony, that will be done at that time also. Additionally, if there is testimony which all parties would agree to stipulate into the record, that can be done then too. The Commission does not contemplate hearing from any of the parties' witnesses on the 7th, so they need not be present. We have not set a date to reconvene the hearing, but that will be done on the 7th as well. If I am able to compile a list of available dates, I will share them with you as soon as I get them.

Please advise if you have questions about these matters, and thanks again for your patience and cooperation.

Randall Dong
Hearing Officer

From: Jacquelyn S. Dickman [<mailto:dickmajs@dhec.sc.gov>]
Sent: Tuesday, December 31, 2013 1:11 PM
To: Randall.Dong
Cc: Len; rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; Hudson, Shannon; Taylor, Alvin; Parrish, Duane
Subject: Re: SC PSC Docket No. 2013-392-E

I also will reply after conferring post holiday. Best wishes for the New Year.

Sent from my iPhone

On Dec 31, 2013, at 1:08 PM, "Randall.Dong" <Randall.Dong@psc.sc.gov> wrote:

Len, if you don't mind, I think I had better defer answering until our staff are all back in the office post-holiday. Thanks for your help.

Randall

From: Len [<mailto:len.anthony1@gmail.com>]
Sent: Tuesday, December 31, 2013 11:44 AM
To: Randall.Dong
Cc: rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; Hudson, Shannon; dickmajs@dhec.sc.gov; Taylor, Alvin; Parrish, Duane
Subject: RE: SC PSC Docket No. 2013-392-E

Randall, if the hearing on the 7th will only be for the purpose of taking public testimony, is there a need for the parties to have their witnesses present for that hearing? Len

From: Len [<mailto:len.anthony1@gmail.com>]

Sent: Tuesday, December 31, 2013 11:25 AM

To: 'Randall.Dong'

Cc: rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; 'Hudson, Shannon'; dickmajs@dhec.sc.gov; 'Taylor, Alvin'; 'Parrish, Duane'

Subject: RE: SC PSC Docket No. 2013-392-E

I copied Duke, SCCCL, SACE, ORS, DNR, DHEC and PRT. I did not copy Invenergy since their petition to intervene was denied. To my knowledge there are no other intervenors. If the 7th will only be public witnesses, has another hearing date been identified for the parties' witnesses? Len

From: Randall.Dong [<mailto:Randall.Dong@psc.sc.gov>]

Sent: Tuesday, December 31, 2013 10:39 AM

To: Len

Cc: rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; Hudson, Shannon; dickmajs@dhec.sc.gov; Taylor, Alvin; Parrish, Duane

Subject: RE: SC PSC Docket No. 2013-392-E

Len: The hearing on the 7th will most probably not be a hearing at which the Commission will receive witness testimony other than from non-party-affiliated public witnesses, if any. I will get back to you with regard to your inquiry about Commissioner questions.

Did you copy everyone on this email? The recipient list looks a little short.

Happy new year to you and yours also.

Randall

From: Len [<mailto:len.anthony1@gmail.com>]

Sent: Tuesday, December 31, 2013 9:51 AM

To: Randall.Dong

Cc: rick.feathers@NCEMCS.com; bholman@selcsc.org; gthompson@selcnc.org; Hudson, Shannon; dickmajs@dhec.sc.gov; Taylor, Alvin; Parrish, Duane

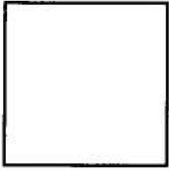
Subject: SC PSC Docket No. 2013-392-E

Dear Randall:

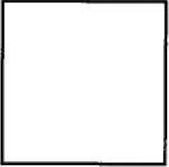
The SC Coastal Conservation League, Southern Alliance for Clean Energy, and the ORS have agreed to stipulate the testimony of NCEMC witness Michael Burnette in to the record without him having to take the witness stand or otherwise appear at the hearing scheduled in this proceeding. I have contacted the SC Department of Natural Resources, SC Department of Parks, Recreation and Tourism, and SC Department of Health and Environmental Control seeking their agreement as well. I am awaiting their responses. The purpose of this email is to ask you to consult with the Commissioners and determine whether they have any questions for Mr. Burnette. If not, if DNR, DHEC and PRT do not object, may Mr. Burnette be excused from appearing? Also, is it expected that all of the parties' witnesses will appear on the 7th or will the 7th primarily be a public hearing. Thank you. Happy new year. Len



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